Case 13-70757-JAD Doc 124 Filed 06/06/19 Entered 06/07/19 00:52:34 Desc

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Information to	identify the case:	
Debtor 1	Joseph M. Novella	Social Security number or ITIN xxx-xx-1425
	First Name Middle Name Last Name	EIN
Debtor 2 (Spouse, if filing)	Christine Novella	Social Security number or ITIN xxx-xx-7702
	First Name Middle Name Last Name	EIN
United States Ban	kruptcy Court WESTERN DISTRICT OF PENNSYLVANI	A
Case number: 13	-70757-JAD	

## **Order of Discharge**

12/15

IT IS ORDERED: A discharge under 11 U.S.C. § 1328(a) is granted to:

Joseph M. Novella Christine Novella

<u>6/4/19</u>

By the court: <u>Jeffery A. Deller</u>

United States Bankruptcy Judge

### Explanation of Bankruptcy Discharge in a Chapter 13 Case

This order does not close or dismiss the case.

### Creditors cannot collect discharged debts

This order means that no one may make any attempt to collect a discharged debt from the debtors personally. For example, creditors cannot sue, garnish wages, assert a deficiency, or otherwise try to collect from the debtors personally on discharged debts. Creditors cannot contact the debtors by mail, phone, or otherwise in any attempt to collect the debt personally. Creditors who violate this order can be required to pay debtors damages and attorney's fees.

However, a creditor with a lien may enforce a claim against the debtors' property subject to that lien unless the lien was avoided or eliminated. For example, a creditor may have the right to foreclose a home mortgage or repossess an automobile.

This order does not prevent debtors from paying any debt voluntarily. 11 U.S.C. § 524(f).

### Most debts are discharged

Most debts are covered by the discharge, but not all. Generally, a discharge removes the debtors' personal liability for debts provided for by the chapter 13 plan.

In a case involving community property: Special rules protect certain community property owned by the debtor's spouse, even if that spouse did not file a bankruptcy case.

#### Some debts are not discharged

Examples of debts that are not discharged are:

- debts that are domestic support obligations;
- debts for most student loans;
- debts for certain types of taxes specified in 11 U.S.C. §§ 507(a)(8)( C), 523(a)(1)(B), or 523(a)(1)(C) to the extent not paid in full under the plan;

For more information, see page 2

- debts that the bankruptcy court has decided or will decide are not discharged in this bankruptcy case;
- debts for restitution, or a criminal fine, included in a sentence on debtor's criminal conviction;
- some debts which the debtors did not properly list;
- debts provided for under 11 U.S.C. §
   1322(b)(5) and on which the last payment
   or other transfer is due after the date on
   which the final payment under the plan
   was due;
- debts for certain consumer purchases made after the bankruptcy case was filed if obtaining the trustee's prior approval of incurring the debt was practicable but was not obtained:

- debts for restitution, or damages, awarded in a civil action against the debtor as a result of malicious or willful injury by the debtor that caused personal injury to an individual or the death of an individual; and
- debts for death or personal injury caused by operating a vehicle while intoxicated.

In addition, this discharge does not stop creditors from collecting from anyone else who is also liable on the debt, such as an insurance company or a person who cosigned or guaranteed a loan.

This information is only a general summary of a chapter 13 discharge; some exceptions exist. Because the law is complicated, you should consult an attorney to determine the exact effect of the discharge in this case.

Form 3180W Chapter 13 Discharge page 2

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 United States Bankruptcy Court
 Western District of Pennsylvania

In re: Joseph M. Novella Christine Novella Debtors Case No. 13-70757-JAD Chapter 13

## **CERTIFICATE OF NOTICE**

District/off: 0315-7 User: mgut Page 1 of 3 Date Rcvd: Jun 04, 2019 Form ID: 3180W Total Noticed: 49

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on			
Jun 06, 2019.			
db/jdb	+Joseph M. Novella, Christine Novella, 261 Front Street, Cherry Tree, PA 15724-9501		
cr	+BENEFICIAL CONSUMER DISCOUNT COMPANY, 14841 Dallas Parkway, Suite 300, DALLAS, TX 75254-7883		
cr	+U.S. National Bank Association, et al, c/o Stern & Eisenberg, PC, 1581 Main Street,		
12025050	Suite 200, Warrington, PA 18976-3403		
13735057	+Apothaker & Associates, 520 Fellowship Road C306, Mount Laurel, NJ 08054-3410		
13735060 13735071	+Beneficial Consumer Discount Company, 2929 Walden avenue, Depew, NY 14043-2602 +Gordon & Weinberg, P.C., c/o Frederic I. Weinberg, Esquire, 1001 E. Hector Street, Ste 220,		
13733071	Conshohocken, PA 19428-2395		
13750413	+I C Federal Cr Un, 2340 Warren Rd Ste 209, Indiana, PA 15701-2413		
13735075	+Mann Bracken,, 4660 Trindle Road, Suite 300, Camp Hill, PA 17011-5610		
13735076	+Michaels, Louis, & Associates, P.O. Box 1062, Moon Township, PA 15108-6062		
14421419	+U.S. Bank National Association, as inde, Serviced by Select Portfolio Servicing,, 3217 S. Decker Lake Dr., Salt Lake City, UT 84119-3284		
13777361	US Department of Education, Claims Filing Unit, PO Box 8973, Madison, WI 53708-8973		
13750422	+Us Dept Of Ed/Glelsi, Po Box 7860, Madison, WI 53707-7860		
13735083	+Wolpoff & Abramson, Two Irvington Centre, 702 King Farm Blvd, Rockville, MD 20850-5915		
Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.			
smq	E-mail/Text: RVSVCBICNOTICE1@state.pa.us Jun 05 2019 02:45:23 Pennsylvania Dept. of Revenue,		
5	Department 280946, P.O. Box 280946, ATTN: BANKRUPTCY DIVISION,		
	Harrisburg, PA 17128-0946		
cr	E-mail/Text: peritus@ebn.phinsolutions.com Jun 05 2019 02:45:59 Peritus Portfolio Service, POBox 141419, Irving, TX 75014		
cr	EDI: RECOVERYCORP.COM Jun 05 2019 06:38:00 Recovery Management Systems Corporation,		
	25 S.E. Second Avenue, Suite 1120, Miami, FL 33131-1605		
13735059	EDI: BANKAMER.COM Jun 05 2019 06:38:00 Bank Of America, Po Box 982238,		
13735058	El Paso, TX 79998 +EDI: OPHSUBSID.COM Jun 05 2019 06:38:00 Back Bowl I LLC, c/o Weinstein and Riley, PS,		
13733030	2001 Western Avenue, Suite 400, Seattle, WA 98121-3132		
13735061	+EDI: HFC.COM Jun 05 2019 06:38:00 Beneficial Consumer Discount Company,		
10705060	636 Grand Regency Boulevard, Brandon, FL 33510-3942		
13735062	+E-mail/Text: notices@burt-law.com Jun 05 2019 02:45:58 Burton Neil & Associates, 1060 Andrew Drive, #170, West Chester, PA 19380-5600		
13735063	+EDI: OPHSUBSID.COM Jun 05 2019 06:38:00 Candica, C/O Weinstein and Riley, PS,		
10,0000	2001 Western Avenue, Suite 400, Attn: Richard S. Ralson, Esquire, Seattle, WA 98121-3132		
13735064	+EDI: BASSASSOC.COM Jun 05 2019 06:38:00 Capital One, N.A., Bass & Associates, P.C.,		
12750401	3936 E. Ft. Lowell Rd, Suite 200, Tucson, AZ 85712-1083		
13750401	EDI: RECOVERYCORP.COM Jun 05 2019 06:38:00 Capital Recovery II, c/o Recovery Management Systems Corp, 25 SE 2nd Avenue, Suite 1120, Miami, FL 33131-1605		
13750402	+EDI: RECOVERYCORP.COM Jun 05 2019 06:38:00 Capital Recovery IV LLC,		
	c/o Recovery Management System Corp., 25 SE 2nd Avenue, Suite 1120, Miami, FL 33131-1605		
13735065	EDI: RECOVERYCORP.COM Jun 05 2019 06:38:00 Capital Recovery V,		
13780352	c/o Recovery Management Systems Corp, 25 SE 2nd Avenue, Suite 1120, Miami, FL 33131-1605 EDI: RECOVERYCORP.COM Jun 05 2019 06:38:00 Capital Recovery V LLC,		
13700332	c/o Recovery Management Systems Corp, 25 S.E. 2nd Avenue, Suite 1120,		
	Miami, Florida 33131-1605		
13735066	+EDI: CITICORP.COM Jun 05 2019 06:38:00 Citi, Po Box 6241, Sioux Falls, SD 57117-6241		
13750405	+EDI: WFNNB.COM Jun 05 2019 06:38:00 Comenity Bank/Vctrssec, Po Box 182789,		
13735067	Columbus, OH 43218-2789 +EDI: RMSC.COM Jun 05 2019 06:38:00 GE Capital Retail Bank,		
_5.5500,	c/o Recovery Management Systems Corp., 25 SE 2nd Avenue, Suite 1120, Attn: Ramesh Singh,		
	Miami, FL 33131-1605		
13735068	EDI: RMSC.COM Jun 05 2019 06:38:00 Gecrb/JCp, Po Box 984100, El Paso, TX 79998		
13735069	+EDI: RMSC.COM Jun 05 2019 06:38:00 Gecrb/Old Navy, Po Box 981400, El Paso, TX 79998-1400		
13735070	+EDI: RMSC.COM Jun 05 2019 06:38:00 Gecrb/Walmart Dc, Po Box 981400,		
	El Paso, TX 79998-1400		
13782996	+EDI: HFC.COM Jun 05 2019 06:38:00 HSBC Mortgage Services, Inc., PO Box 21188,		
13975811	Eagan, MN 55121-0188 +EDI: HFC.COM Jun 05 2019 06:38:00		
T 3 9 1 3 0 T T	+EDI: HFC.COM Jun 05 2019 06:38:00 HSBC Mortgage Services, Inc., P.O. Box 21188, Eagan, Minnesota 55121-0188		
13735072	+EDI: HFC.COM Jun 05 2019 06:38:00 Hsbc/Boscv, Po Box 4274, Reading, PA 19606-0674		
13735074	+EDI: RESURGENT.COM Jun 05 2019 06:38:00 LVNV Funding, Resurgent Capital Services,		
12004571	P.O. Box 10675, Greenville, SC 29603-0675		
13804571	EDI: RESURGENT.COM Jun 05 2019 06:38:00 LVNV Funding, LLC its successors and assigns as, assignee of Citibank (South Dakota),, N.A., Resurgent Capital Services, PO Box 10587,		
	Greenville, SC 29603-0587		
13735073	+EDI: RESURGENT.COM Jun 05 2019 06:38:00 Lvnv Funding, Po Box 740281,		
12775074	Houston, TX 77274-0281		
13775974	EDI: PRA.COM Jun 05 2019 06:38:00 Portfolio Recovery Associates, LLC, POB 12914, Norfolk VA 23541		
	NOTIOIN VN 20011		

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Total Noticed: 49

Date Royd: Jun 04, 2019

User: maut

Form ID: 3180W Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center (continued) 14077150 E-mail/Text: peritus@ebn.phinsolutions.com Jun 05 2019 02:45:59 Peritus Portfolio as Assignee for NCEP llc, POBox 141419, Irving TX 75014-1419 13735077 EDI: Q3G.COM Jun 05 2019 06:38:00 Quantum3 Group LLC, P.O. Box 788, Kirkland, WA 98083-0788 EDI: Q3G.COM Jun 05 2019 06:38:00 13758280 Ouantum3 Group LLC as agent for, Comenity Bank, PO Box 788, Kirkland, WA 98083-0788 +EDI: RECOVERYCORP.COM Jun 05 2019 06:38:00 13735078 Recovery Management Systems Corp., Attn: Ramesh Singh, 25 SE 2nd Avenue, Suite 1120, Miami, FL 33131-1605 EDI: RECOVERYCORP.COM Jun 05 2019 06:38:00 Recovery Management Systems Corporation, 25 S.E. 2nd Avenue, Suite 1120, Miami, FL 33131-1605
EDI: DRIV.COM Jun 05 2019 06:38:00 Santander Consumer USA, P.O. Box 560284, 13743041 13735079 Dallas, TX 75356-0284 Sears/Cbna, Po Box 6189, Wff Cards, 3201 N 4th Ave, +EDI: SEARS.COM Jun 05 2019 06:38:00 13735080 Po Box 6189, Sioux Falls, SD 57117-6189 +EDI: WFFC.COM Jun 05 2019 06:38:00 13735081 Sioux Falls, SD 57104-0700 +EDI: WFNNB.COM Jun 05 2019 06:38:00 Wfnnb/Victorias Secret, Po Box 182128, 13735082 Columbus, OH 43218-2128 +EDI: BASSASSOC.COM Jun 05 2019 06:38:00 eCAST Settlement Corp., c/o Bass & Associates, 13750406 3936 E. Ft. Lowell Road, Suite 200, Tucson, AZ 85712-1083 TOTAL: 36 \*\*\*\*\* BYPASSED RECIPIENTS (undeliverable, \* duplicate) \*\*\*\*\* Beneficial Consumer Discount Company cr U.S. Bank National Association, as indenture trust cr cr\* +Beneficial Consumer Discount Company, 14841 Dallas Parkway Suite 300, Dallas, TX 75254-7883 +Apothaker & Associates, 520 Fellowship Road C306, Mount Laurel, NJ 08054-3410 13750393\* ++BANK OF AMERICA, PO BOX 982238, EL PASO TX 79998-2238 13750395\* (address filed with court: Bank Of America, Po Box 982238, El Paso, TX 79998) +Back Bowl I LLC, c/o Weinstein and Riley, PS, 2001 Western Avenue, Suite 400, 13750394\* Seattle, WA 98121-3132 +Beneficial Consumer Discount Company, +Beneficial Consumer Discount Company, 636 Grand Regency Boulevard, Brandon, FL +Beneficial Consumer Discount Company, 2929 Walden avenue, Depew, NY 14043-2602 13750397\* Brandon, FL 33510-3942 13750396\* 13750398\* +Burton Neil & Associates, 1060 Andrew Drive, #170, West Chester, PA 19380-5600 +Candica, C/O Weinstein and Riley, PS, 2001 Western Avenue, Suite 400, Attn: Richard S. Ralson, Esquire, Seattle, WA 98121-3132 13750399\* +Capital One, N.A., Ba Tucson, AZ 85712-1083 Bass & Associates, P.C., 13750400\* 3936 E. Ft. Lowell Rd. Suite 200. Capital Recovery V, c/o Recovery Management Systems Corp, 25 SE 2nd Avenue, Suite 1120, Miami, FL 33131-1605
+Citi, Po Box 6241, Sioux Falls, SD 57117-6241 13750403\* +Citi, 13750404\* 13750407\* +GE Capital Retail Bank, c/o Recovery Management Systems Corp., 25 SE 2nd Avenue, Suite 1120, Attn: Ramesh Singh, Miami, FL 33131-1605 Gecrb/Jcp, Po Box 984100, El Paso, TX 79998 13750408\* +Gecrb/Old Navy, Po Box 981400, El Paso, TX 79998-1400 +Gecrb/Walmart Dc, Po Box 981400, El Paso, TX 79998-1400 13750409\* 13750410\* +Gordon & Weinberg, P.C., c/o Frederic I. Weinberg, Esquire, 1001 E. Hector Street, Ste 220, Conshohocken, PA 19428-2395 13750411\* Conshohocken, PA 19428-2395
+Hsbc/Boscv, Po Box 4274, Reading, PA 19606-0674
+LVNV Funding, Resurgent Capital Services, P.O. Box 10675, Greenville, SC 29603-0675
+Lvnv Funding, Po Box 740281, Houston, TX 77274-0281
+Mann Bracken,, 4660 Trindle Road, Suite 300, Camp Hill, PA 17011-5610
+Michaels, Louis, & Associates, P.O. Box 1062, Moon Township, PA 15108-6062
Quantum3 Group LLC, P.O. Box 788, Kirkland, WA 98083-0788
+Recovery Management Systems Corp., Attn: Ramesh Singh, 25 SE 2nd Avenue, Suite 1120, 13750412\* 13750415\* 13750414\* 13750416\* 13750417\* 13750418\* 13750419\* Miami, FL 33131-1605 Santander Consumer USA, P.O. Box 560284, Dallas, TX 75356-0284 +Santander Consumer USA, Po Box 560284, Dallas, TX 75356-0284 +Sears/Cbna, Po Box 6189, Sioux Falls, SD 57117-6189 13750420\* 13788754\* 13750421\* +U.S. Bank National Association, as inde, Serviced by Select Portfolio Servicing,, 14421420\* 3217 S. Decker Lake Dr., Salt Lake City, UT 84119-3284 13750423\* +Wff Cards, 3201 N 4th Ave, Sioux Falls, SD 57104-0700 13750424\* +Wfnnb/Victorias Secret, Po Box 182128, Columbus, OH 43218-2128 13750425\* +Wolpoff & Abramson, Two Irvington Centre, 702 King Farm Blvd, Rockville, MD 20850-5915 ##+SELECT PORTFOLIO SERVICING, INC, 3815 South West Temple, Salt Lake City, UT 84115-4412
TOTALS: 2, \* 30, ## 1 cr

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

District/off: 0315-7

Addresses marked '++' were redirected to the recipient's preferred mailing address pursuant to 11 U.S.C. 342(f)/Fed.R.Bank.PR.2002(g)(4).

Addresses marked '##' were identified by the USPS National Change of Address system as undeliverable. Notices will no longer be delivered by the USPS to these addresses; therefore, they have been bypassed. The debtor's attorney or pro se debtor was advised that the specified notice was undeliverable.

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District/off: 0315-7 User: maut Page 3 of 3 Date Royd: Jun 04, 2019 Form ID: 3180W Total Noticed: 49

\*\*\*\*\* BYPASSED RECIPIENTS (continued) \*\*\*\*\*

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jun 06, 2019 Signature: /s/Joseph Speetjens

## CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on June 4, 2019 at the address(es) listed below:

Celine P. DerKrikorian on behalf of Creditor Beneficial Consumer Discount Company ecfmail@mwc-law.com

Christopher M. McMonagle on behalf of Creditor U.S. National Bank Association, et al

 $\verb|cmcmonagle@sterneisenberg.com|, bkecf@sterneisenberg.com|$ Elizabeth Lamont Wassall on behalf of Creditor Beneficial Consumer Discount Company

pabk@logs.com, ewassall@logs.com
James Warmbrodt on behalf of Cre

Tames Warmbrodt on behalf of Creditor U.S. Bank National Association, as for the holders of the CIM Trust 2017-3, Mortgage-Backed Notes, Series 2017-3 U.S. Bank National Association, as indenture trustee,

TOTAL: 8

bkgroup@kmllawgroup.com Office of the United States Trustee ustpregion03.pi.ecf@usdoj.gov

Paul W. McElrath, Jr. on behalf of Joint Debtor Christine Novella ecf@mcelrathlaw.com,

donotemail.ecfbackuponly@gmail.com

Paul W. McElrath, Jr. on behalf of Debtor Joseph M. Novella ecf@mcelrathlaw.com,

donotemail.ecfbackuponly@gmail.com

Ronda J. Winnecour cmecf@chapter13trusteewdpa.com